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PATENT  
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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Minoru Fujimori

U.S. Appln. No. : 10/782,899

U.S. Filing Date : February 23, 2004

Title of Invention : ANAEROBIC BACTERIUM AS A DRUG FOR CANCER GENE THERAPY

Confirm No. : 5937

Examiner : Brian A. Whiteman

Art Unit : 1635

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RECORD OF INTERVIEW

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This paper is being filed in response to the Interview Summary mailed October 2, 2006, setting a one-month period in which Applicants were required to submit a statement as to the substance of the September 27, 2006 telephonic interview between Examiner Brian Whiteman and Thomas Kowalski, Deborah Lu, and Russell Garman.

**RECORD OF INTERVIEW**

This is to record matters discussed during the September 27, 2006 telephonic interview between Brian Whiteman (Examiner) and Thomas Kowalski (Attorney, Reg. No. 32,147), Deborah Lu (Attorney, Reg. No. 50,940), and Russell Garman. Examiner Whiteman is thanked for the many courtesies extended during the interview.

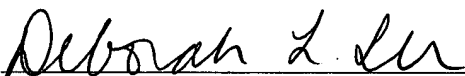
The Examiner and the Applicants' representatives Thomas Kowalski, Deborah Lu, and Russell Garman discussed the 35 U.S.C. §112, first paragraph and §103 rejections of record. Regarding the 35 U.S.C. §112, first paragraph rejection, the Examiner and Applicants' representatives conversed about cited reference Argani et al. and its disclosure of successful transformations in several types of Bifidobacterium, as shown in Table 3. Regarding the 35 U.S.C. §103 rejection, the Examiner explained the reasons for issuing the rejection. The Applicants' representatives disagreed with the reasons for the rejection, and will discuss with the Applicant about arguments to address the 35 U.S.C. §103 rejection.

Accordingly, a summary and record of the interview is provided herewith.

Respectfully Submitted,

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